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In re Application of
YASUDA, et al.
Application No.: 10/521,947
PCT No.: PCT/JP03/09272
Int. Filing Date: 22 July 2003
Priority Date: 22 July 2002
For: COMPOSITION FOR PROMOTING THE
PROLIFERATION OF LACTOBACILLUS
CASEI SUBSP. CASEI

SUPPLEMENTAL DECISION
ON PETITION UNDER
37 CFR 1.181

This is a supplemental decision to the decision mailed 02 February 2006

On 02 February 2006, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.181 to accept the copy of the declaration filed 15 August 2005 for a declaration originally mailed on 18 February 2005.

Applicant's original declaration filed 24 February 2005 has been located and forwarded to the Office of PCT Legal Administration. Therefore, any renewed petition would be dismissed as moot. The portion of the decision mailed 02 February 2005 assigning the application a date of 15 August 2005 under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) is hereby VACATED.

This application is being returned to the United States Designated/Elected Office (US/DO/EO) for further processing in accordance with this decision, namely the issuance of a "Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495" (Form PCT/DO/EO/903) indicating a 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date of 24 February 2005.

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